

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
AT NASHVILLE**

<b>TRACY ANDRIANO,</b>	)	<b>Docket No. 3:15-CV-0863</b>
	)	
<b>Plaintiff,</b>	)	
	)	<b>JUDGE CRENSHAW</b>
<b>v.</b>	)	<b>MAGISTRATE JUDGE HOLMES</b>
	)	
<b>TYSON FOODS, INC.,</b>	)	<b>JURY DEMAND</b>
<b>TYSON FRESH MEATS, INC.,</b>	)	
<b>a subsidiary of Tyson Foods, Inc.</b>	)	
	)	
<b>Defendants.</b>	)	

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**PLAINTIFF’S FIRST MOTION IN LIMINE TO EXCLUDE OPINION TESTIMONY  
REGARDING MISSING EVIDENCE AND FOR AN ADVERSE INFERENCE JURY  
INSTRUCTION**

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COMES now Plaintiff, by and through counsel, pursuant to Fed. R. Civ. P. 16.01(b)6, and moves *in limine* to bar the introduction of any witnesses’ opinion testimony regarding the subject matter video surveillance related to Plaintiff ,and upon the trial of this matter, shall be requesting an adverse influence and spoliation of evidence jury instruction regarding missing evidence of video surveillance related to Plaintiff.

In support of her motion, Plaintiff contemporaneously files a memorandum of law.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served, via the Middle District ECF filing system, a true and correct copy of the foregoing pleading upon counsel for the parties, as follows:

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